

The Rush County Council met in regular session on Tuesday, May 9, 2012 at 8:00 a.m. with Gerald Mohr, Chairman, Warren Norris, Norman Winkler, Janet Kile, Bruce Levi, Kevin Spilman, Jerry Kent, Deborah Adams, Auditor and Leigh Morning, County Attorney in attendance.

Chairman, Gerald Mohr called the meeting to order.

Minutes of the April 11, 2012 were approved as presented on a motion by Kevin Spilman, seconded by Warren Norris. Motion carried.

### **COURTHOUSE SECURITY**

Judge Brian Hill appeared before the council to discuss that both the circuit and the superior courts would like to see a full-time security officer for the courthouse.

The security officer would not be a merit deputy. The officer could possibly be a special deputy or a retired deputy.

Gerald Mohr asked Judge Hill to define who the officer would report to upfront.

### **SUMMER YOUTH WORK CAMP**

Chip West presented the details of the Group Youth Work Camp to be held once again in Rush County July 8 thru July 14, 2012. West indicated that 70 homes will receive improvements throughout the city and the county. West asked the council to once again waive permit fees. The permit fees for this project was waived by consensus.

### **E.C.D.C.**

Terry Jobe, E.C.D.C. President, provided an update to the council:

- Hiring of a staff member
- EDA Grant - gas wells sites, North Industrial Park
- Jim Finan still serving as Interim Director EIDD
- Public hearing wind farms May 22, 2012

### **TREASURER**

Mary Ann Beard, Treasurer, received approval to transfer \$250.00 from supplies (1-3-2-1) into computer (1-3-4-2) on a motion from Jerry Kent. Kevin Spilman seconded the motion. Motion carried.

### **SHERIFF**

Jeff Sherwood, Sheriff, reported forty-seven (47) inmates incarcerated in the Rush County jail.

Sherwood received approval to advertise for a \$11,000.00 additional appropriation in fund #024 firearms training on a motion by Norman Winkler. Warren Norris seconded the

motion. Motion carried. The additional appropriation will be considered for approval during the June 13 council meeting.

Kevin Spilman made the motion to approve Ordinance 2012-3 creating the law enforcement forfeiture fund. Janet Kile seconded the motion. Motion carried.

**COUNTY COUNCIL**

**ORDINANCE 2012-3**

**AN ORDINANCE CREATING THE RUSH COUNTY  
LAW ENFORCEMENT SEIZURE FUND**

WHEREAS, the Rush County Sheriff's Department engages in law enforcement activities on its own and in concert with other federal, state, and local law enforcement agencies that has lead to the forfeiture of property; and

WHEREAS, after due process and judicial proceedings, proceeds from the forfeited property are made available to the Rush County Sheriff's Department for its use; and

WHEREAS, a fund shall be created into which the proceeds from the forfeited property shall be deposited.

NOW, THEREFORE, BE IT ORDAINED by the County Council of Rush County, Indiana:

1. This Ordinance is adopted pursuant to I.C. 36-1-3-1.
2. There is hereby created a fund known as the Rush County Law Enforcement Seizure Fund.
3. All monies deposited into this fund shall be used for any law enforcement related purpose including, but not limited to drug enforcement.
4. Funds from the Rush County Law Enforcement Seizure Fund shall be appropriated by the Rush County Council as all other funds are appropriated.
5. Funds in the Rush County Law Enforcement Seizure Fund shall not revert to the County General Fund at the end of the year, but shall remain in this fund.
6. The Rush County Law Enforcement Seizure Fund shall remain in existence until the appropriate judicial or law enforcement authorities determine there is no longer a need for this fund, or there is no longer money coming in to this fund from property forfeitures in Rush County, Indiana. At that time, any funds remaining in the Rush County Law Enforcement Seizure Fund shall be deposited in the Law Enforcement Training Fund.
7. This Ordinance is effective upon adoption.

Adopted this 9<sup>th</sup> day of May, 2012.

/s/Gerald W. Mohr  
Gerald W. Mohr

/s/Warren L. Norris  
Warren L. Norris

/s/Norman L. Winkler  
Norman L. Winkler

/s/Janet D. Kile  
Janet D. Kile

/s/Bruce W. Levi  
Bruce W. Levi

/s/Kevin Spilman  
Kevin Spilman

/s/Jerry Kent  
Jerry Kent

ATTEST:

/s/Deborah C. Adams  
Deborah C. Adams,  
Rush County Auditor

Sherwood updated the council of the pension plan problems with Main Source bank. Leigh will review Sherwood's and the merit board's recommendations.

Dan Lacy is now the civil process server. Lacy was the dog warden. Rushville Mayor Mike Pavey was present, by consensus further discussion was encouraged to be held between Sheriff Sherwood and Mayor Pavey regarding a possible city/county inter-local agreement.

### **AUDITOR**

Deborah Adams, Auditor, reported that she has been notified that the Town of Glenwood does have a Capital Improvement Plan. Their share of past EDIT monies will now be released.

Adams reported that her office is prepared for the distribution of tax collections within the next couple of weeks.

Adams reported that she will be attending the State Boards of Accounts spring state called Auditors conference in southern Indiana the week of May 14.

### **911**

Discussion was held regarding the payment of invoices incurred by the fire departments for the radios prior to July 1.

Jeff Sherwood shared that he did have enough funds within the 911 budget to pay for what Verlin Custer had estimated was the invoicing for the radios. Discussion and concerns was held that transfers could be made within the current budget thus eliminating an additional appropriation.

The main point of the discussion is that the purchasing of the radios are a federal mandate. Jerry Kent made the motion to have the paperwork for the transfers prepared for approval during the June meeting. Bruce seconded the motion. Motion carried.

Each department will turn in their invoices to Jeff Sherwood by the May 29 claim deadline. The claims will be presented for payment to the commissioners but must have final approval of the council during their June meeting before being released to the fire departments.

The council asked Leigh Morning to prepare a legal letter of opinion for the state board of accounts.

### **SURVEYOR**

Marvin Rees, Surveyor, reported that the Blount Fletcher project is now completed.

Deborah Adams reported that she has received communication from Tammy White of State Board of Accounts regarding the processing and posting of the drain improvement loans. Adams noted that both the surveyor's office and the auditor's office were on the same page and able to move forward collectively.

### **RUSH MEMORIAL AMBULANCE**

The Rush Memorial Hospital ambulance agreement was presented for approval. The one year agreement was reduced by \$86,000.00 making the final contract amount \$364,000.00 with the language if need to be funded more at the year end, this will happen. The contract is for January 1, 2012 until December 31, 2012. Janet Kile made the motion to approve the contract. Jerry Kent seconded the motion. Motion carried.

### **PARTNERS FOR PROGRESS**

Gerald Mohr provided an update on projects that can work in concert together. The city and county will discuss future projects. The main focus will be on what projects to focus on. Jason Clemons is the point person.

### **RECESS TO ASSEMBLY ROOM 8:45-9:00**

### **RUSHVILLE CITY FIRE DEPT. AMBULANCE**

Mayor Mike Pavey presented a power point proposal for the City of Rushville providing EMS services to the residents of the City of Rushville. Two options were provided in the presentation:

- Option I  
Coverage - City of Rushville  
ALS
- Option II  
Coverage - Middle District  
BLS

Rushville City Fire Chief Chuck Jenkins was available to answer questions. The question was asked if transfers were being built into the plan. Jenkins answered, Yes.

Jenkins indicated that he was not ready to share the final dollar figure. Bruce Levi stated that he would like to investigate the proposal fully.

Jerry Kent asked, the proposal has yet to be presented or voted on by the city council. Jenkins stated that No, it has not.

Gerald Mohr asked, if during the providing of basic EMS service, would this prevent the fire truck from also going. Jenkins responded, Yes.

After further discussion, Gerald Mohr instructed Mayor Pavey and Chief Jenkins to share the power point with the county commissioners. Mohr encouraged them to explore the insurance side. Mohr finished with advising them that the commissioners will need to indicate for the council to pursue this budget wise, and to please keep the council informed.

Deborah Adams will forward a copy of the power-point to the council members

### **COUNTY EXTENSION**

Kristi Amos, County Extension Educator, reminded the council of Dr. Larry DeBoer's web cast scheduled for Thursday, May 10.

Motion to adjourn was initiated at 9:45 a.m. by Bruce Levi. Warren Norris seconded the motion, motion carried.

<u>/s/Gerald Mohr</u>	<u>/s/Warren Norris</u>	<u>/s/Norman Winkler</u>
Gerald Mohr, Chairman	Warren Norris	Norman Winkler

<u>/s/Janet Kile</u>	<u>/s/Bruce Levi</u>	<u>/s/Kevin Spilman</u>
Janet Kile	Bruce Levi	Kevin Spilman

<u>/s/Jerry Kent</u>
Jerry Kent

ATTEST:

<u>/s/Deborah C. Adams</u>
Deborah C. Adams, Auditor